

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 891 OF 2005

Rhishikesh Sanjay Sable

...Petitioner

Versus

The Principal, Bharati Vidyapeeth College
of Engineering and Ors.

...Respondents

Mr. D.W. Bhosale and Mr. P.M. Kadam for the petitioner.

Mr. R.D. Rane, Additional Government Pleader, for the State.

**CORAM: DALVEER BHANDARI, C.J. &
S.A. BOBDE, J.**

DATE: MARCH 10, 2005.

P.C.

We have heard the learned counsel for the petitioner.

2. The learned counsel for the petitioner submitted that the petitioner had applied for the caste validity certificate before the Caste Scrutiny Committee. The certificate has not yet been issued. Since the petitioner has not produced the caste validity certificate, respondent No.1 issued the impugned notice dated 20th January, 2005, to the petitioner cancelling his admission.

3. On consideration of the totality of the facts and circumstances of the case, the impugned notice dated 20th January, 2005 is quashed and set aside.

4. In the meantime, we request the Committee to scrutinise the case of the petitioner and decide the same within a period of three months from today. The petitioner is directed to appear before the Committee on 18th March, 2005, at 11.00 a.m. If he succeeds before the Committee in establishing his claim, then, the Committee is directed to issue the Caste Validity Certificate and respondent No.1 is directed to regularise his admission.

5. No further directions are necessary. This petition is accordingly disposed of.

CHIEF JUSTICE

S.A. BOBDE, J.

